

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION

McRo, Inc., d.b.a. Planet Blue,

Plaintiff,

v.

Bandai Namco Games America, Inc., et  
al.

Defendants.

Bandai Namco Games America, Inc., et  
al.,

Counterclaim-Plaintiffs,

v.

McRo, Inc., d.b.a. Planet Blue,

Counterclaim-Defendants.

CASE No. 12-cv-10322-GW (FFMx)

**FINAL JUDGMENT**

Honorable George H. Wu

**CONSOLIDATED WITH:**

12-cv-10323-GW (FFMx)  
12-cv-10326-GW (FFMx)  
12-cv-10327-GW (FFMx)  
12-cv-10329-GW (FFMx)  
12-cv-10331-GW (FFMx)  
12-cv-10333-GW (FFMx)  
12-cv-10335-GW (FFMx)  
12-cv-10337-GW (FFMx)  
12-cv-10338-GW (FFMx)  
12-cv-10341-GW (FFMx)  
12-cv-10342-GW (FFMx)  
13-cv-01870-GW (FFMx)  
13-cv-01874-GW (FFMx)  
14-cv-00332-GW (FFMx)  
**14-cv-00336-GW (FFMx)**  
14-cv-00352-GW (FFMx)  
14-cv-00358-GW (FFMx)  
14-cv-00383-GW (FFMx)  
14-cv-00389-GW (FFMx)  
14-cv-00417-GW (FFMx)  
14-cv-00439-GW (FFMx)

1 WHEREAS, Defendants' Motion for Judgment on the Pleadings Based on  
 2 Unpatentability under 35 U.S.C. § 101 (the "Motion") was fully briefed and oral  
 3 argument heard by the Court on September 18, 2014;

4 WHEREAS, the Court issued an order granting Defendants' Motion on  
 5 September 22, 2014, holding that the asserted claims of U.S. Patent No. 6,307,576  
 6 (*i.e.* claims 1, 7, 8, 9, and 13 – collectively, "the Asserted Claims of U.S. Patent No.  
 7 6,307,576") and the asserted claims of U.S. Patent No. 6,611,278 (*i.e.* claims 1, 2, 3,  
 8 4, 6, 9, 13, 15, 16, and 17 – collectively, "the Asserted Claims of U.S. Patent No.  
 9 6,611,278") are invalid under 35 U.S.C. § 101;

10 WHEREAS, in light of the Court's Order granting Defendants' Motion, final  
 11 judgment should be entered in favor of Defendants and against Plaintiff and  
 12 Counterclaim-Defendant McRo, Inc., d.b.a. Planet Blue ("Plaintiff").

13 It is **ADJUDGED** that:

- 14 • The Asserted Claims of U.S. Patent No. 6,307,576 are found to be invalid  
 15 based on unpatentability under 35 U.S.C. § 101.
- 16 • The Asserted Claims of U.S. Patent No. 6,611,278 are found to be invalid  
 17 based on unpatentability under 35 U.S.C. § 101.


18 Accordingly, it is **ADJUDGED** that Plaintiff and Counterclaim-Defendant  
 19 McRo, Inc., d.b.a. Planet Blue ("Plaintiff") takes nothing from Defendants and  
 20 Counterclaim-Plaintiffs Bandai Namco Games America, Inc.; Sega of America, Inc.;  
 21 Electronic Arts Inc.; Disney Interactive Studios, Inc.; Capcom USA, Inc.; Neversoft  
 22 Entertainment, Inc.; Treyarch Corporation; Warner Bros. Interactive Entertainment;  
 23 LucasArts; Activision Publishing, Inc.; Blizzard Entertainment, Inc.; Infinity Ward,  
 24 Inc.; Atlus U.S.A., Inc.; Konami Digital Entertainment, Inc.; Square Enix, Inc.;  
 25 Obsidian Entertainment, Inc.; Naughty Dog, Inc.; Sony Computer Entertainment  
 26 America LLC; Sucker Punch Productions LLC; Codemasters USA Group, Inc.;

1 Codemasters, Inc.; The Codemasters Software Company Limited; and Valve  
2 Corporation ("Defendants").

3 All remaining pending motions are **DENIED** as moot.

4 As Defendants are the prevailing parties in this action, Defendants' costs of  
5 court shall be taxed against Plaintiff.

6  
7  
8 Dated: October 31, 2014

9  
10   
11 Hon. George H. Wu,  
12 United States District Judge  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28